

Reuniting Children & Families

1550 Champlin Avenue • Utica, New York 13502 • 315.733.0436 • FAX 315.732.0772
E-MAIL info@hgs-utica.com • www.hgs-utica.com

DOCKET FILE COPY ORIGINAL

October 26, 2005

Federal Communications Commission
Office of the Secretary
445 - 12th Street, SW
Washington, DC 20554

Subject: Request for Review, CC Docket No. 02-6

Reference: enclosure 1 – This enclosure indicates a Decision Letter Date of April 7, 2004. The House of the Good Shepherd has never received this decision letter.

I based my appeal (Enclosure 2) on an Email that was sent to me by the vendor (enclosure 3) which indicated a date of August 16, 2005. This denial is indicated by the highlighted E-mail. The original funding document is attached as enclosure 4.

It is respectfully requested that you review our appeal with the reasons stated in enclosure 2, dated October 4, 2005.

Encls – as

Rick Chainey
Coordinator of Information Services
rickcis@hgs-utica.com
315-235-7605

No. of Copies rec'd 0
List A B C D E



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2003-2004

October 13, 2005

Rick Chainey
House Of Good Shepherd School
1550 Champlin Avenue
Utica, NY 13502

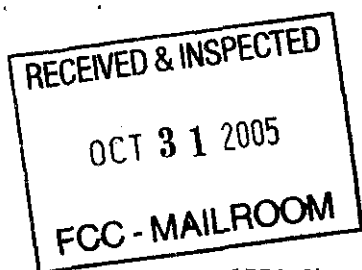
Re: Applicant Name: HOUSE OF GOOD SHEPHERD SCHOOL
Billed Entity Number: 14771
Form 471 Application Number: 355090
Funding Request Number(s): 956981
Decision Letter Date: April 07, 2004
Date Appeal Postmarked: October 04, 2005
Your Correspondence Dated: October 04, 2005

Our records show that your appeal was postmarked more than 60 days after the date your Form 486 Notification Letter was issued, as shown above. Federal Communications Commission (FCC) rules require applicants to postmark appeals within 60 days of the date on the decision letter being appealed. FCC rules do not permit the Schools and Library Division (SLD) to consider your appeal.

If you believe there is a basis for further examination of your application, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

Schools and Libraries Division
Universal Service Administrative Company

ENCLOSURE
#1



Reuniting Children & Families

1550 Champlin Avenue • Utica, New York 13502 • 315.733.0436 • FAX 315.732.0772
E-MAIL info@hgs-utica.com • www.hgs-utica.com

October 4, 2005

Letter of Appeal
Schools and Libraries Division
Box 125 – Correspondence Unit
80 South Jefferson Road
Whippany NJ 07981

Gentlemen/Ladies

Reference: Funding Commitment Decision Letter dated June 30, 2003 with a funding request number 956981 funding \$7,102.80. The 471 Application Number is 355090.

Explanation: I received the funding commitment decision letter as indicated above and ordered the equipment. I subsequently discovered that I was required to submit a form 486 which was a Receipt of Service Confirmation (I thought was a receipt of services, or in this case, a receipt of the server). I submitted the 486 and it came back with a Service start Date of 11/30/2003 which differed from the earliest possible effective date of discount of 7/1/2003 as indicated on the funding commitment report.

Since this appears to be an error on my part in understanding what the Form 486 is for, it is requested that this vendor be paid as per the original Commitment Decision Letter in which the vendor (Express Data Products) was listed with the amount indicated. The vendor should not suffer monetarily because of this administrative error. The title of the 486 form is "Receipt of Service Confirmation Form" which would indicate that you should submit this form when you receive services, is misleading at the best. A copy of the decision (e-mail) is attached for reference.

Encl - as

Rick Chainey
Coordinator of Information Services
rickcis@hgs-utica.com
315-235-7605

ENCLOSURE

RECEIVED & INSPECTED

OCT 31 2005

FCC - MAILROOM

Rick Chainey

From: Dave Taurisano [dtaurisano@esinetworks.com]
Sent: Monday, August 29, 2005 2:39 PM
To: Rick Chainey
Subject: FW: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

Rick:

Please see the response I received from SLD with the reviewers' contact information. Please let me know what you are able to find out.

Thanks,
Dave

David M. Taurisano
Vice President/Controller
New Hartford Branch Manager
Express Systems Integration
Phone: (315) 737-7372
Fax: (315) 737-1334
e-mail: dtaurisano@esinetworks.com

From: Shick, Jeffrey [mailto:JSHICK@sl.universalservice.org]
Sent: Tuesday, August 16, 2005 4:47 PM
To: Dave Taurisano
Subject: RE: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

Dave,

I have completed the review of your invoice. Both your bill and service certification indicate a July 2003 delivery date which is prior to the Approved Start Date of 11/30/03. The invoice therefore fails for work completed prior to ASD.

Sincerely,

Jeff Shick

Invoicing Operations
Schools & Libraries Division
NECA Services, Incorporated

Phone: (973) 428-7332
FAX: (973) 599-6539
Email: jshick@sl.universalservice.org

From: Dave Taurisano [mailto:dtaurisano@esinetworks.com]
Sent: Tuesday, August 16, 2005 3:21 PM
To: Shick, Jeffrey
Subject: RE: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

Thanks for your help Jeff!

ENDL #3

8/29/2005

David M. Taurisano
Vice President/Controller
New Hartford Branch Manager
Express Systems Integration
Phone: (315) 737-7372
Fax: (315) 737-1334
e-mail: dtaurisano@esinetworks.com

From: Shick, Jeffrey [mailto:JSHICK@sl.universalservice.org]
Sent: Tuesday, August 16, 2005 3:20 PM
To: Dave Taurisano
Subject: RE: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

Dave,

The Service Certification is fine.

My apologies for the processing delay. This invoice was only recently moved to my queue for initial review.

Thank you,

Jeff Shick

Invoicing Operations
Schools & Libraries Division
NECA Services, Incorporated

Phone: (973) 428-7332
FAX: (973) 599-6539
Email: jshick@sl.universalservice.org

From: Dave Taurisano [mailto:dtaurisano@esinetworks.com]
Sent: Tuesday, August 16, 2005 2:49 PM
To: Shick, Jeffrey
Subject: RE: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

Jeff:

I just faxed you a copy of the original service certification form that was faxed to SLD, Attn: Monica Lee, on 6/9/04. Please let me know if this helps.

Thanks,
Dave

David M. Taurisano
Vice President/Controller
New Hartford Branch Manager
Express Systems Integration
Phone: (315) 737-7372
Fax: (315) 737-1334
e-mail: dtaurisano@esinetworks.com

From: Shick, Jeffrey [mailto:JSHICK@sl.universalservice.org]

8/29/2005

Sent: Tuesday, August 16, 2005 2:18 PM
To: Dave Taurisano
Subject: RE: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

Dave,

I am reviewing your invoice at this time. To complete the review, I need the Delivery Date for the equipment sold to The House of the Good Shepard.

Please fax/e-mail this information to me as soon as possible within the next 7 calendar days. Failure to do so may result in the review being completed without sufficient documents to qualify payment. If you have any questions or need additional time, please contact me.

Thank you for your cooperation and continued support of the Universal Service Program.

Sincerely,

Jeff Shick

Invoicing Operations
Schools & Libraries Division
NECA Services, Incorporated

Phone: (973) 428-7332
FAX: (973) 599-6539
Email: jshick@sl.universalservice.org

From: Dave Taurisano [<mailto:dtaurisano@esinetworks.com>]
Sent: Wednesday, August 10, 2005 1:50 PM
To: Shick, Jeffrey
Subject: RE: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

Jeffrey:

Per your request please find attached a copy of our detailed invoice. If you have any questions, or need more information, please don't hesitate to let me know.

Thanks,
David

David M. Taurisano
Vice President/Controller
New Hartford Branch Manager
Express Systems Integration
Phone: (315) 737-7372
Fax: (315) 737-1334
e-mail: dtaurisano@esinetworks.com

From: Shick, Jeffrey [<mailto:JSHICK@sl.universalservice.org>]
Sent: Monday, August 08, 2005 10:09 AM
To: Dave Taurisano
Subject: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

8/29/2005

Attn: David Taurisano

RE: SLD Invoice 526271 - FRN 956981 - Your Invoice IN007306

I am reviewing your request for reimbursement of the aforementioned FRN. Please send me a copy of the detailed invoices sent to the applicant for the products/services provided.

The applicant may fax/e-mail the above information to me directly, which may speed up the review process. Please put the SLD Invoice Number on the fax/e-mail cover sheet so I can match your fax/e-mail to your form.

Please fax/e-mail this information to me as soon as possible within the next 7 calendar days. Failure to do so may result in the review being completed without sufficient documents to qualify payment. If you have any questions or need additional time, please contact me.

Thank you for your cooperation and continued support of the Universal Service Program.

Sincerely,

Jeff Shick

Invoicing Operations
Schools & Libraries Division
NECA Services, Incorporated

Phone: (973) 428-7332
FAX: (973) 599-6539
Email: jshick@sl.universalservice.org

The information in this email is confidential and may be legally privileged. It is intended solely for the addressee. Access to this email by anyone else is unauthorized. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. If you believe that you have received this email in error, please contact the sender.

Spam and Virus scanning of this message and addition of this footer is performed by SurfControl E-mail Filter 5.0. This footer also confirms that this e-mail message has been scanned for the presence of computer viruses.

8/29/2005

FUNDING COMMITMENT REPORT

Form 471 Application Number: 355090
Funding Request Number: 956981 Funding Status: Funded
Services Ordered: Internal Connections
SPIN: 143010042 Service Provider Name: Express Data Products, Corporat.
Contract Number: NA
Billing Account Number: 315-733-0436
Earliest Possible Effective Date of Discount: 07/01/2003
Contract Expiration Date: 06/30/2004
Site Identifier: 14771
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$7,892.00
Pre-discount Amount: \$7,892.00
Discount Percentage Approved by the SLD: 90%
Funding Commitment Decision: \$7,102.80 - FRN approved as submitted

ENC 4